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13 Attorneys for Defendant
14 GOOGLE INC.

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 ORACLE AMERICA, INC.,
19 Plaintiff,
20 v.
21 GOOGLE INC.,
22 Defendant.

Case No. 3:10-cv-03561 WHA

**DECLARATION OF DAVID ZIMMER IN
SUPPORT OF ADMINISTRATIVE
MOTION TO SEAL PORTIONS OF
GOOGLE'S OPPOSITION TO ORACLE'S
RENEWED MOTION TO STRIKE
PORTIONS OF DR. JAMES KEARL'S
EXPERT REPORT**

Dept.: Courtroom 8, 19th Floor
Judge: Hon. William Alsup

1 I, DAVID ZIMMER, declare as follows:

2 1. I am an associate with the law firm of Kecker & Van Nest LLP, counsel to Google
3 Inc. ("Google") in the present case. I submit this declaration in support of Google's
4 Administrative Motion to Seal Portions of its Opposition to Oracle America, Inc.'s ("Oracle")
5 Renewed Motion to Strike Portions of Dr. James Kearl's Expert Report. I have knowledge of the
6 facts set forth herein, and if called to testify as a witness thereto could do so competently under
7 oath.

8 2. The redacted portions of Google's Opposition to Oracle's Renewed Motion to
9 Strike Portions of Dr. James Kearl's Expert Report expressly disclose or would allow others to
10 easily deduce Google's sensitive, non-public financial data, such as costs, revenues, and profits,
11 as well as projected costs, revenues, and profits, associated with Android. It also contains
12 sensitive, non-public information about Google's financial management practices and
13 methodologies. This includes the redacted material at: 1:1, 2:23-28, 3:1-2, and 3:20-28 of the
14 Opposition. Public release of this information would cause great and undue harm to Google.

15 3. The redacted portions of Exhibit A of the Declaration of Daniel Purcell in Support
16 of Google's Opposition to Oracle's Renewed Motion to Strike Portions of Dr. James Kearl's
17 Expert Report. Exhibit A contains excerpts from the deposition of Google executive Andy Rubin
18 regarding Android financial documentation and accounting procedures and contains sensitive,
19 non-public information about Google's financial management practices and methodologies.
20 Public release of this information would cause great and undue harm to Google.

21 I declare under penalty of perjury that the foregoing is true and correct and that this
22 declaration was executed at San Francisco, California on May 1, 2012.

23
24 By: /s/ David Zimmer
25 DAVID ZIMMER
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